

No. 9 (1) 81-8Lab/8958.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s. Microbe Laboratories N.I.T. Faridabad.

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 93 of 1981

between

SHRI SHER SINGH WORKMAN AND THE MANAGEMENT OF M/S. MICROBE LABORATORIES, N.I.T. FARIDABAD.

Present.—

Workman, in person

Shri S. P. Aggarwal, for the management.

AWARD

By order No. 10 FD/1981/77-78, dated 31st March, 1981, the Governor of Haryana referred the following dispute between the management of M/s. Microbe Laboratories, N.I.T. Faridabad and its workman Shri Sher Singh, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Sher Singh was justified and in order?
If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed settlement (X. M.). According to the settlement the workman received Rs 752 in full and final settlement of his claims foregoing his right of reinstatement and re-employment. The workman also agreed to it. In view of the statement given by the parties, I give my award that the dispute has been settled between the parties and there is no dispute now pending for adjudication between the parties.

Dated the 16th July, 1981.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana, Faridabad.

Endorsement No. 690 dated the 25th July, 1981.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana, Faridabad.

No. 9(1)81-8Lab/9115.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Bhogals Manufacturers and Exporter of Sports Footwear, Mathura Road Faridabad.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 267 of 1978

between

SHRI HANU RAO V. WORKMAN AND THE MANAGEMENT OF M/S BHOGALS
MANUFACTURERS AND EXPORTERS OF SPORTS FOOTWEAR, MATHURA ROAD,
FARIDABAD

Present.—

Shri Yoginder Singh, for the workman.

Shri Randhir Singh, for the management.

AWARD

This reference has been referred to this court by the Hon'ble Governor, — vide his order No. ID/HD-I/141-78/41555, dated 12th September, 1978 under section 10(i)(c) of the Industrial Disputes Act, for adjudication of the dispute existing between Shri Chander Dev, workman and the management of M/s Bhogals Manufacturers and Exporters of Sports Footwear, Faridabad. The term of the reference was—

Whether the termination of services of Shri Chander Dev was justified and in order? If not, to what relief is he entitled?

On the receipt of the order of reference notices as usual were sent to the parties. The management appeared in response to the notice on 29th November, 1978 but no one appeared for the workman. Fresh notice was issued to the workman. The parties appeared on 18th January, 1979, filed their respective pleadings and issues were framed on 18th June, 1979. The management was asked to adduce their evidence first. One MW-1 was recorded on 27th March, 1980 and the case was fixed for remaining evidence of the management. After several adjournments the management filed the settlement under section 18(1) of the Industrial Disputes Act dated 23rd May, 1981. The settlement was admitted to have been reached between the parties by the representatives of both the parties. On 10th July, 1981 with the joint prayer by the representatives that award be given in term of settlement.

In view of the prayer of the representatives of the parties, I give my award that the workman has settled his dispute leading to this reference and received a sum of Rs 330 and relinquished right of reinstatement or re-employment. The reference is answered and returned accordingly.

Dated 30th July, 1981.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endorsement No. 2273, dated 4th August, 1981.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act 1947.

BANWARI LAL DALAL,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 9(1)81-8Lab./9128.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Ramesh Chand Optical near Baraf Khana, Mahavir Park, Bahadurgarh, District Rohtak.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 13 of 1981

between

SHRI SHYAM LAL, WORKMAN AND THE MANAGEMENT OF M/S RAMESH CHAND OPTICAL, NEAR BARAF KHANA, MAHAVIR PARK, BAHADURGARH DISTRICT ROHTAK

Present.—

Shri Harish Chander, for the workman.

No one, for the management.

AWARD

This reference has been referred to this court by the Hon'ble Governor,—vide his order No. ID/RTK/159-80/60083, dated 15th December, 1980 under section 10(1)(c) of the Industrial Disputes Act for adjudication of the dispute existing between Shri Sham Lal, workman and the management of M/s Ramesh Chand Optical, Bahadurgarh. The term of reference was —

Whether the termination of services of Shri Shayam Lal was justified and in order? If not to what relief is he entitled?

On the receipt of the order of reference notices as usual were sent to the parties. The workman appeared through his authorised representative but no one appeared for the management and the notice sent to them was received back unserved with the endorsement refused. Another notice was issued to the management and the same was also received unserved with the same remarks 'refused'. The management was then proceeded against *ex parte* on 14th May, 1981. *Ex parte* statement of the workman himself was recorded on 10th July, 1981. The workman deposed that he has worked with the respondent for one year and five months. The management did not allow him to resume his duty after his return from one month leave which was duly sanctioned by Shri Ramesh Chand. No notice or charge-sheet was served on him.

I have no reason to disbelieve the un rebutted statement of the workman. Relying on his statement I hold that the termination of the workman is unjustified and not in order. The workman is entitled to reinstatement with continuity of service and with full back wages. The reference is answered and returned accordingly.

Dated 30th July, 1981.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

1. No. 2276, dated the 4th August, 1981.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

BANWARI LAL DALAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 9(1)81-8Lab/9199.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workman and the management of M/s. Harbans Farm near Sikri, tehsil Ballabgarh.

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 65 of 1981

between

SHRI RAN SINGH WORKMAN AND THE MANAGEMENT OF M/S. HARBANS FARM,
NEAR SIKRI VILLAGE, TEHSIL, BALLABGARH.

Present :

Workman in person.

None for the management.

AWARD

By order No. ID/FD/2/81/10115, dated the 3rd March, 1981, the Governor of Haryana referred the following dispute between the management of M/s. Harbans Farm, Near Sikri Village, Tehsil Ballabgarh and its workman, Shri Ran Singh, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

On receipt of the order of reference, notices were issued to the parties. The workman appeared but the management did not appear, even though the management refused to take notice as per remarks of the Postman. Then again UPC notice was sent to the management but the management did not appear. The management was proceeded against *ex parte* and the case was fixed for *ex parte* evidence of the workman. The workman examined himself in his *ex parte* evidence as

WW-1 and stated that he was appointed by the management on 20th January, 1980 at Rs. 360 p. m. The management terminated his services without any reason on 12th September, 1980. He was not issued any charge-sheet or warning letter. His work was satisfactory. He was unemployed.

Believing *ex parte* statement of the workman I give my award that the termination of services of the workman, was neither justified, nor in order. The workman Shri Ran Singh is entitled to reinstatement with continuity of service and with full back wages. I order accordingly.

Dated the 5th August, 1981.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 728, dated the 6th August, 1981

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9(1)81-8 Lab./9200.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad in respect of the dispute between the workman and the management of M/s. General Manager, Haryana Roadways, Kaithal.

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 81 of 1980

between

SHRI RATTAN LAL, WORKMAN AND THE MANAGEMENT OF M/S. GENERAL
MANAGER, HARYANA ROADWAYS, KAITHAL

Present:—

Shri M. S. S. Cowshish for the workman.
None for the management.

AWARD

By order No. ID/Amb/167-80/60101, dated 15th December, 1980 the Governor of Haryana referred the following dispute between the management of M/s. General Manager, Haryana Roadways, Kaithal and its workman Shri Rattan Lal, to this Tribunal for adjudication in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of services of Shri Rattan Lal was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. On the last date the management did not appear. The representative for the workman stated that the workman is not interested in pursuing his case and the case was ordered to be dismissed for non-prosecution by the workman. I therefore, dismiss the case for non-prosecution by the workman.

Dated the 5th August, 1981.

M. C. BHARDWAJ,

Presiding Officer, Industrial Tribunal,
Haryana, Faridabad

No. 727, dated 6th August, 1981

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.